

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

400S0218

SENATE APPROPRIATIONS ENGROSSED NO. **HB 1008** - 2/24/2011

Introduced by: The Committee on Appropriations at the request of the Board of Regents

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to expend higher
2 education facilities funds to maintain and repair certain facilities occupied under capital
3 leases.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 13-51-2 be amended to read as follows:

6 13-51-2. There is continued an educational facilities fund in the state treasury from which
7 ~~on and after July 1, 1984,~~ the Board of Regents may make expenditures, relating only to
8 institutions of higher education under its jurisdiction, to:

- 9 (1) Make lease payments to the South Dakota Building Authority for projects authorized
10 to be paid out of that fund by the Legislature;
- 11 (2) Maintain and repair existing facilities in amounts as may from time to time be
12 authorized by the Legislature;
- 13 (3) Maintain and repair the Sanford School of Medicine building occupied under capital
14 lease located on Lot 9 except the North 14 Feet, Lots 10 through 14, the East 7.7 Feet
15 of Lots 15, 18 and 19, and the East 7.7 Feet except the North 14 Feet of Lot 20,



Block 2, Hayward Investment Company Subdivision of Block A of Hayward's
Addition, and the West one-half of the vacated portion of Euclid Avenue adjacent to
Lot 9 except the North 14 Feet and Lots 10, 11 and 12, Block 2, Hayward Investment
Company Subdivision of Block A of Hayward's Addition to the City of Sioux Falls,
Minnehaha County, South Dakota;

~~(3)~~(4) Make rent payments from higher education facilities funds, appropriated through the
general appropriation act for such purposes, to other private or public parties for
educational facilities in accordance with § 13-51-1 as necessary to the proper and
efficient delivery of instruction; and

~~(4)~~(5) Build and equip new facilities as may from time to time be authorized by the
Legislature.

No funding may be provided in any year for subdivision (3) or (4) of this section until the
level of annual appropriations reaches three million dollars for subdivision (2) of this section.
Authorizations for new lease payments, new construction, reconstruction, and renovation are
restricted to and shall not exceed the amount of higher education facilities funds in excess of
the sum of existing lease payments to the South Dakota Building Authority plus three million
dollars for maintenance and repair.